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7 | Attorneys for GOOGLE LLC

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

11 GOOGLE LLC,
12 Plaintiff,
13 vs.
14 SONOS, INC.,
15 Defendant.

CASE NO. 3:20-cv-06754-WHA
Related to CASE NO. 3:21-cv-07559

**DECLARATION OF MARC KAPLAN IN
SUPPORT OF GOOGLE LLC'S
OPPOSITION TO SONOS, INC.'S
MOTION FOR SUMMARY JUDGMENT
PURSUANT TO THE COURT'S PATENT
SHOWDOWN PROCEDURE**

1 I, Marc Kaplan, declare and state as follows:

2 1. I am an attorney licensed to practice in the State of California and am admitted to
3 practice before this Court. I am a partner at Quinn Emanuel Urquhart & Sullivan LLC representing
4 Google LLC (“Google”) in this matter. I make this declaration in support of Google’s Opposition to
5 Sonos, Inc.’s (“Sonos”) Motion for Summary Judgment Pursuant to the Court’s Patent Showdown
6 Procedure. If called as a witness, I could and would testify competently to the information contained
7 herein.

8 2. Attached as Exhibit 1 is a true and correct copy of an excerpt of Google’s Responses
9 and Objections to Sonos’s Interrogatory No. 12.

10 3. Attached as Exhibit 2 is a true and correct copy of a document produced by Sonos in
11 these matters bearing the Bates number SONOS-SVG2-00032312.

12 4. Attached as Exhibit 3 is a true and correct copy of a document produced by Sonos in
13 these matters bearing the Bates number SONOS-SVG2-00042661.

14 5. Attached as Exhibit 4 is a true and correct copy of a document produced by Sonos in
15 these matters bearing the Bates number SONOS-SVG2-00027981.

16 6. Attached as Exhibit 5 is a true and correct copy of an excerpt from the transcript of the
17 deposition in *In the Matter of Certain Audio Players and Controllers, Components Thereof, and*
18 *Products Containing Same*, Inv. No. 337-TA-1191 before the International Trade Commission.

19 7. Attached as Exhibit 6 is a true and correct copy of a document produced by Sonos in
20 these matters bearing the Bates number SONOS-SVG2-00033730.

21 8. Attached as Exhibit 7 is a true and correct copy of a document produced by Sonos in
22 these matters bearing the Bates number SONOS-SVG2-00167534.

23 9. Attached as Exhibit 8 is a true and correct copy of a document produced by Google in
24 these matters bearing the Bates number GOOG-SONOSNDCA-00056732.

25 10. Attached as Exhibit 9 is a true and correct copy of a document produced by Sonos in
26 these matters bearing the Bates number SONOS-SVG2-00028893.

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11. Attached as Exhibit 10 is a true and correct copy of a document produced by Google in these matters bearing the Bates number GOOG-SONOSWDTX-00040384.

I declare under penalty of perjury that to the best of my knowledge the foregoing is true and correct. Executed on May 5, 2022, in Chicago, Illinois.

5 | DATED: May 5, 2022

By: /s/ Marc Kaplan
Marc Kaplan

1 **ATTESTATION**

2 I, Charles K. Verhoeven, am the ECF user whose ID and password are being used to file the
3 above Declaration. In compliance with Civil L.R. 5-1(i)(3), I hereby attest that Marc Kaplan has
4 concurred in the aforementioned filing.

5
6 */s/ Charles K. Verhoeven*

7 Charles K. Verhoeven

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